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17 **UNITED STATES DISTRICT COURT**
18 **DISTRICT OF NEVADA**

19 KIRSTIN BLAISE LOBATO,

20 Plaintiff,

21 v.

22 LAS VEGAS METROPOLITAN
23 POLICE DEPARTMENT, NEVADA,
24 THOMAS THOWSEN, and JAMES
25 LAROCHELLE,

26 Defendants.

27) Case No. 2:19-cv-01273-RFB-EJY
)
) Judge Richard F. Boulware, II
)
) Magistrate Judge Elayna J. Youchah
)
) **STIPULATION AND ORDER TO**
) **EXTEND DEADLINE TO RESPOND**
) **TO DEFENDANTS' MOTION FOR**
) **SUMMARY JUDGMENT**

(Second Request)

28 Pursuant to Local Rule IA 6-1, the parties, by and through their counsel of
29 record, hereby agree and stipulate that the time for Plaintiff to file her response to
30 Defendants' Motion for Summary Judgment (ECF No. 67), which was filed on June
31

1 28, 2021, should be extended by three weeks—from August 9, 2021, until and
2 including August 31, 2021. The following grounds constitute good cause:

3 1. On June 28, 2021, Defendants filed a 77-page motion for summary
4 judgment. ECF No. 67. Pursuant to Local Rule 7-2(b), Plaintiff's response is due on
5 August 9, 2021.

6 2. Plaintiff's counsel are endeavoring to finish the response by the
7 current deadline and has been working diligently on the facts and the brief. But the
8 issues raised in Defendants' motion are numerous and extensive and the record in
9 this case encompasses tens of thousands of pages.

10 3. At the same time, Plaintiff's counsel are occupied with time-sensitive
11 matters in several other cases, including a Ninth Circuit brief, a petition for
12 discretionary review to a state supreme court in a criminal case, numerous
13 depositions, expert disclosure deadlines, a *Daubert* motion deadline, a deadline to
14 amend pleadings, and an evidentiary hearing in a post-conviction case. One of
15 Plaintiff's counsel, who has taken the lead in writing the response brief, is also in
16 the process of moving across the country by the end of August.

17 4. This stipulation is not brought for any improper purpose, but rather to
18 ensure that both sides to this matter are permitted the benefit of appropriate
19 review of relevant evidence and the time to clearly and adequately lay out the
20 issues for the Court's resolution.

21 5. Plaintiff's counsel have conferred with counsel for Defendants, and the
22 parties have agreed to this extension. Accordingly, Plaintiff and Defendants
23 stipulate that Plaintiff's deadline to respond to Defendants' Motion for Summary
24 Judgment should be extended until August 31, 2021. This stipulation is made in
25 good faith and not for the purpose of delay.

27 RESPECTFULLY SUBMITTED,

1
2 /s/ Elizabeth Wang
3 One of Plaintiff's Attorneys

4 /s/ Craig Anderson
5 One of Defendants' Attorneys

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52 *Lobato*

ORDER

IT IS SO ORDERED that the above Stipulation is hereby GRANTED.

Plaintiff shall have until August 31, 2021, to file her response to Defendants' Motion for Summary Judgment.

DATED this 5th day of August 2021.


RICHARD E. BOULWARE, II
United States District Court

CERTIFICATE OF SERVICE

I, Elizabeth Wang, an attorney, hereby certify that on August 5, 2021, I filed the foregoing Stipulation and Proposed Order via CM/ECF, which was electronically delivered to all counsel of record.

/s/ Elizabeth Wang
One of Plaintiff's Attorneys